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   United States Attorney
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7
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9   UNITED STATES DISTRICT COURT
             NORTHERN DISTRICT OF CALIFORNIA
10   SAN FRANCISCO DIVISION

11
   UNITED STATES OF AMERICA   )   Nos. C-07-5413 MMC
12   )
          Plaintiff,   )
13   )
             v.   )   **STIPULATION RESETTING MOTION**
14   )   **HEARING ; ORDER**
   1. APPROXIMATELY $61,505.00 IN   )
15 UNITED STATES CURRENCY.   )
)
16   Defendant.   )
)
17 FRANK JOSEPH ALIOTO, JR.,   )
)
18   )
          Claimant.   )
19 _____)

20   Plaintiff, United States of America and Claimant, Frank Joseph Alioto, Jr., respectfully

21 submit this Stipulation to continue the date for a hearing on Claimant's Motion to Suppress

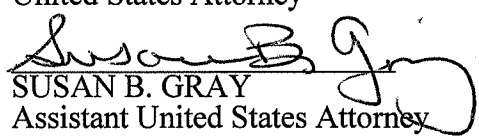22 Evidence from July 25, 2008 to August 8, 2008.

23   Claimant's Motion to Suppress is currently scheduled before the Court for July 25, 2008.

24 The United States's opposition is due July 3, 2008, with Claimant's reply due July 11, 2008.

25 Counsel for the United States has just returned from a two week absence from the office and will

26 be out of the office again until July 1.   Counsel for Claimant will be out of the country for three

27 weeks. Given these travel schedules, the parties request that the hearing on the Motion to

28 Suppress be continued to August 8, 2008, with the United States Opposition due July 18 and the

                                      -1-

1 Claimant's Reply due July 25, 2008 at 9:00 a.m..

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                                          Respectfully submitted,
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                                          JOSEPH P. RUSSONIELLO
6   United States Attorney

7   Dated: June 26, 2008

                                          SUSAN B. GRAY
8   Assistant United States Attorney

9   Dated: June 26, 2008

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                                          _____
                                          DAVID. M. MICHAEL, ESQ.
11   Attorney for Claimant, Frank Joseph Alioto, Jr.

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15   IT IS SO ORDERED.   _____

16   Maxine M. Chesney
                                          United States District Judge
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Stipulation   -2-

1   Claimant's Reply due July 25, 2008 at 9:00 a.m..

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5   Respectfully submitted,

6   JOSEPH P. RUSSONIELLO
                                               United States Attorney

7   Dated: June 26, 2008

8   SUSAN B. GRAY
                                               Assistant United States Attorney

9   Dated: June 26, 2008

10

11   DAVID M. MICHAEL, ESQ.
                                               Attorney for Claimant, Frank Joseph Alioto, Jr.

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15   IT IS SO ORDERED , with
    the exception that, due to the
16 Court's calendar, the matter will   Maxine M. Chesney
17 be taken under submission on   United States District Judge
    July 25, 2008. In the event the
18 Court finds oral argument would
    be of assistance, a hearing on the
19 matter will be scheduled.

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21 Dated: June 27, 2008

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Stipulation   -2-